

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Masakuni NODA et al.)	Group Art Unit: 1636
)	
Application No.: 10/500,911)	Examiner: Daniel M. SULLIVAN
)	
371 (c) Date: July 8, 2004)	
)	Confirmation No.: 7125
I.A. Filing Date: January 9, 2003)	
)	
For: SCREENING METHOD)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In a restriction requirement dated December 12, 2006, the Examiner required
restriction under 35 U.S.C. § 121 between:

Group I, claims 1-11, drawn to a method of screening for a
prophylactic and therapeutic substance comprising using a protein
comprising SEQ ID NO: 1;

Group II, claims 14-20, drawn to a method of screening for a
prophylactic and therapeutic substance comprising using a nucleic acid
encoding a protein comprising SEQ ID NO: 1;

Group III, claims 12, 13, 21, 22, 32, and 33, drawn to a compound
that might be obtained by a method of screening for a prophylactic or
therapeutic substance using a protein comprising SEQ ID NO: 1 or a
polynucleotide comprising a base sequence encoding SEQ ID NO: 1;

Group IV, claims 23, 24, and 26, drawn to an antibody against a
protein represented by SEQ ID NO: 1;

Group V, claims 25 and 27, drawn to a polynucleotide having a complementary base sequence to the base sequence encoding SEQ ID NO: 1;

Group VI, claims 28-31, drawn to a nucleic acid comprising SEQ ID NO: 5 or 6;

Group VII, claims 34 and 35, drawn to a method of prophylaxis or treatment comprising administering a suppressor of Egr-1; and

Group VIII, claims 36 and 37, drawn to the use of a suppressor of Egr-1 in the manufacture of a medicament.

Applicants provisionally elect to prosecute Group I, claims 1-11, drawn to a method of screening for a prophylactic and therapeutic substance comprising using a protein comprising SEQ. ID. No: 1.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Date: July 24, 2007

By: Jean B. Fordis
Jean B. Fordis
Reg. No. 32,984